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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

72

Application Number

09/932,254

Filing Date

August 16, 2001

First Named Inventor

Liu Lu, et al.

Group Art Unit

1635

Examiner Name

Unassigned

Attorney Docket Number

0162.210 US

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ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Amendment / Response
 - ☐ After Final
 - ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☒ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/ Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Small Entity Statement
- ☐ Request for Refund

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Additional Enclosure(s) (please identify below):

Transmittal form; return postcard; PTO-1449; references (3)

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Please charge Deposit Account No. 50-0990 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Christopher M. Holman, Reg. No. 40,021, Maxygen, Inc.

Signature

Date

Aug 2, 2002

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Julie K. Mause

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08/02/2002

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Attorney Docket No.: 0162.210 US
Application No.: 09/932,254

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Liu Lu, et al.

Application No.: 09/932,254

Filed: August 16, 2001

For: Novel Constructs and Their use in
Metabolic Pathway Engineering

Examiner: Unassigned

Art Unit: 1635

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT UNDER
37 CFR § 1.97 and § 1.98

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The references cited on attached form 1449A-B/PTO are being called to the attention of the Examiner. Copies of the references are enclosed. It is respectfully requested that the cited information be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicants believe that no fee is required for submission of this statement, since it is being submitted prior to a first Office action on the merits. However, if a fee is required, the

Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 50-0990. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



Christopher M. Holman
Reg. No. 40,021

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Substitute for form 1449A-B/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Complete if Known

Application Number **09/932,254**

Filing Date **August 16, 2001**

First Named Inventor **Lu Liu, et al.**

Group Art Unit **3054**

Examiner Name **Unassigned**

Attorney Docket Number **0162.210 us**

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U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code (if known)			

FOREIGN PATENT DOCUMENTS

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		Office	Number	Kind Code (if known)				
	AW	WO	99/31224	A2	National Research Council of Canada [CA/CA]	06-24-1999		
	AX	EP	0610046	A2	Bristol-Myers Squibb	08-10-1994		

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T
	AY	Von ARNIM, A.G. et al., "Cloning vectors for the expression of green fluorescent protein fusion proteins in transgenic plants", <i>Gene: an International Journal on Genes and Genomes</i> , (1998) 35-43.	

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Part of Paper No. 12